

BILL NO. G-69-03-14

GENERAL ORDINANCE NO. G-51-69

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of certain public streets and alleys.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of certain streets and alleys by the City of Fort Wayne Department of Redevelopment having been filed with the Fort Wayne City Plan Commission , and a resolution having been duly adopted by the Fort Wayne City Plan Commission on February 24, 1969 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes, 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public streets and alleys located in Fort Wayne, Allen County, Indiana, to-wit:

That portion of Berghoff Street from the North right-of-way of Taylor Street North to the North right-of-way of Culbertson Street;

That portion of McKinley Avenue from the North right-of-way of Taylor Street to the South right-of-way of Beadell Street;

Culbertson Street from the West right-of-way of McKinley Avenue West to the Junk Spillway;

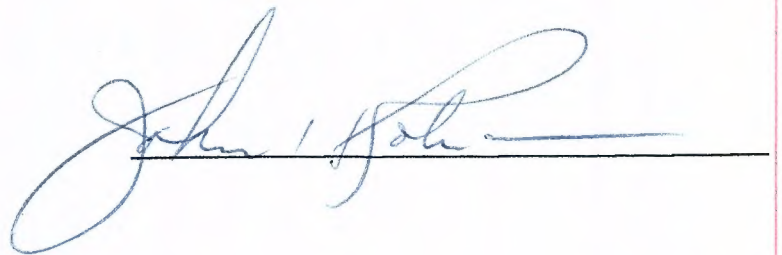
The alley between McKinley Avenue and the Junk Spillway and Taylor Street on the South and Culbertson Street on the North;

The alley between Berghoff Street and the Junk Spillway and Beadell Street on the North and Culbertson Street on the South with the exception of the East 160 feet of said alley.

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Plan Commission of the

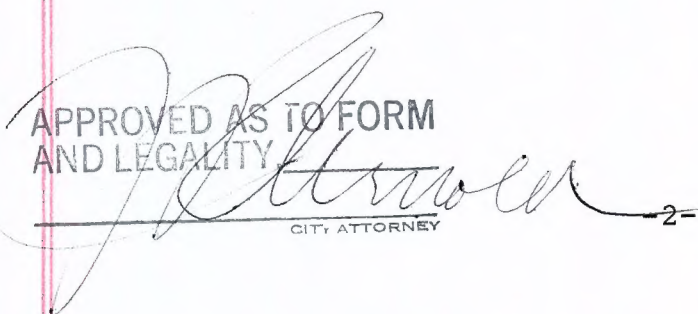
City of Fort Wayne, of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.



A handwritten signature in blue ink, appearing to read "John J. Goh", is written over a horizontal line.

APPROVED AS TO FORM
AND LEGALITY



A handwritten signature in blue ink, appearing to read "J. Brown", is written over a horizontal line.

CITY ATTORNEY

RESOLUTION

WHEREAS, the City of Fort Wayne, Department of Redevelopment, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public streets and alleys in Allen County, Indiana, to wit:

1. That portion of Berghoff Street from the North right-of-way of Taylor Street North to the North right-of-way of Culbertson Street.
2. That portion of McKinley Avenue from the North right-of-way of Taylor Street to the South right-of-way of Beadell Street.
3. Culbertson Street from the West right-of-way of McKinley Avenue West to the Junk Spillway.
4. The alley between McKinley Avenue and the Junk Spillway and Taylor Street on the South and Culbertson Street on the North.
5. The alley between Berghoff Street and the Junk Spillway and Beadell Street on the North and Culbertson Street on the South with the exception of the East 160 feet of said alley.

All in accordance with the terms of Section 44, Chapter 174, of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 285, of the Acts of 1953 of the General Assembly of the State of Indiana, IND. ANN. STAT. S 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, Notice of such public hearing has been given by due and proper publication thereof; and,

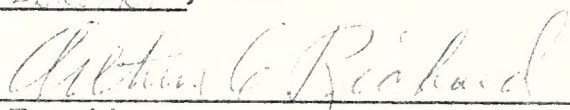
WHEREAS, said public hearing was held on the 24th day of February, 1969, at 7:30 p.m., and at such hearing there were no objections of any kind or character which would prevent the vacation of said public streets and alleys.

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public streets and alleys hereinbefore described, conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public streets and alleys hereinbefore described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

Dated this 24th day of February, 1969



President

Fort Wayne City Plan Commission

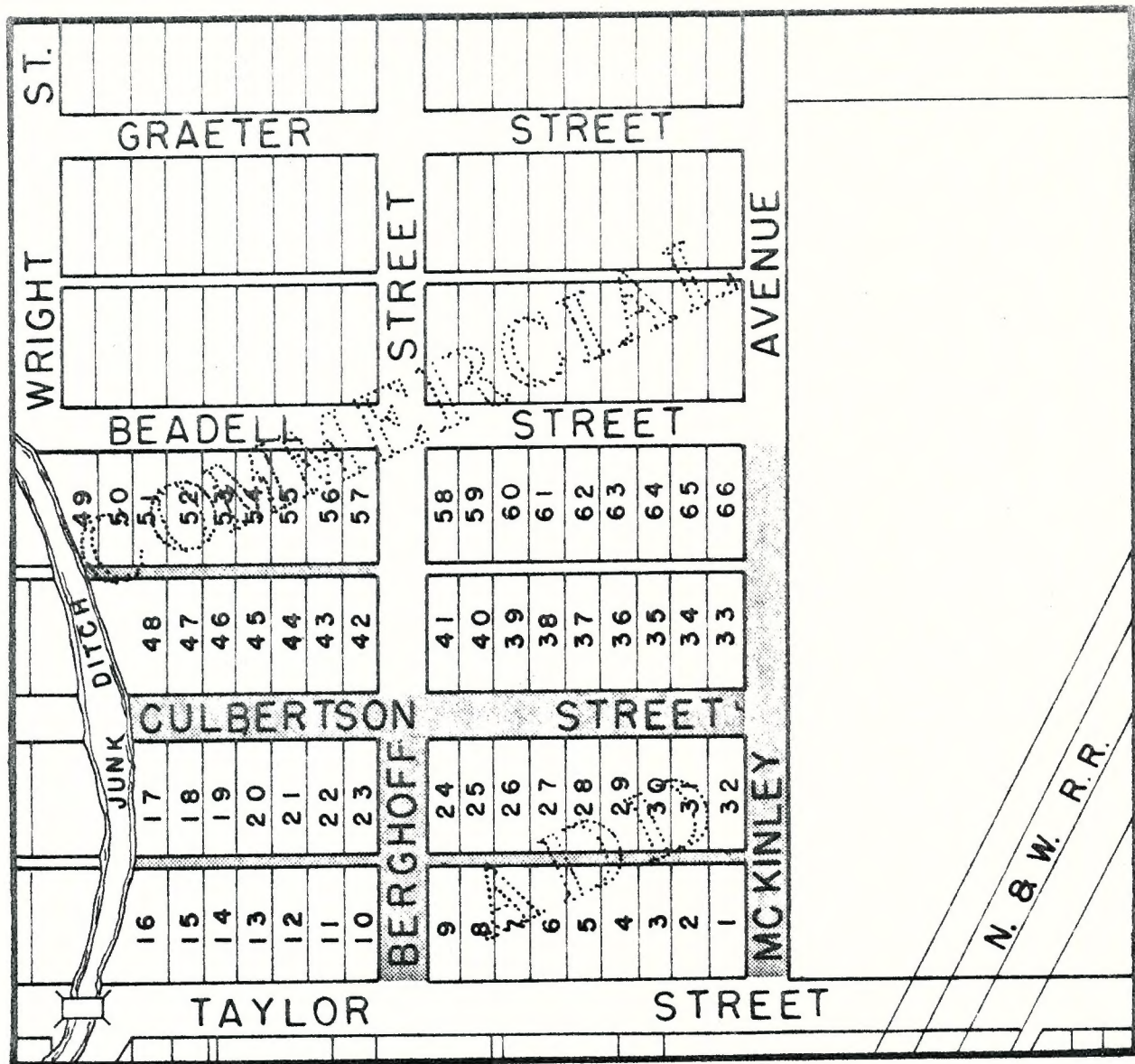
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, ARTHUR C. RICHARD, President of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a Resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on the ^{24TH DAY OF FEBRUARY 1969,} ~~27th day of June, 1966~~, and as the same appears on record in the official records of said Plan Commission.

DATED THE 24TH DAY OF FEBRUARY, 19 69.

Arthur C. Richard
President

FORT WAYNE CITY PLAN COMMISSION



Bill No. G-69-03-14

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of certain
public streets and alleys

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

EDWIN J. ROUSSEAU, Chairman

JOHN H. ROBINSON, Vice-Chairman

THOMAS G. ADAMS

JACK K. DUNIFON

PHIL A. STEIGERWALD

Edwin J. Rousseau
John H. Robinson
Thomas G. Adams
Jack K. Dunifon
Phil A. Steigerwald

CONCURRED IN

DATE 3-25-69 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Rousseau seconded by Steigerwald and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196 ____, at _____ o'clock P.M., E.S.T.

Date: 3-11-69

Freud G. Bonahoom
City Clerk

Read the third time in full and on motion by Rousseau seconded by Robinson and duly adopted, placed on its passage.

Passed (~~LOST~~) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	____	ABSENT	____	to-wit:
Adams	<u>✓</u>							
Dunifon	<u>✓</u>							
Fay	<u>✓</u>							
Geake	<u>✓</u>							
Nuckols	<u>✓</u>							
Robinson	<u>✓</u>							
Rousseau	<u>✓</u>							
Steigerwald	<u>✓</u>							
Tipton	<u>✓</u>							

Date 3-25-69

Freud G. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 9-51-69

on the 25th day of March, 196 9.

ATTEST: (SEAL)

Freud G. Bonahoom
City Clerk

Herbert H. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of March, 196 9 at the hour of 8:30 o'clock A.M., E.S.T.

Freud G. Bonahoom
City Clerk

Approved and signed by me this 26th day of March, 196 9, at the hour of 10:03 o'clock A.M., E.S.T.

Harold S. Zeis
Mayor